

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: GENERIC PHARMACEUTICALS
PRICING ANTITRUST LITIGATION

MDL 2724
16-md-2724

THIS DOCUMENT RELATES TO:

*The State of Connecticut, et al. v.
Sandoz, Inc., et al.*

HON. CYNTHIA M. RUFE

Civil Action No.

2:20-cv-03539-CMR

ORAL ARGUMENT REQUESTED

**CERTAIN DEFENDANTS' JOINT MOTION TO DISMISS THE PLAINTIFF STATES'
OVERARCHING CONSPIRACY CLAIMS IN THE BELLWETHER COMPLAINT**

For the reasons stated in the accompanying Memorandum of Law, the undersigned Defendants ("Defendants"), by and through their respective counsel and pursuant to Federal Rules of Civil Procedure 12(b)(6) and 12(f) and the Order dated October 6, 2021 (ECF No. 75), hereby move to dismiss the claims of an overarching conspiracy in Plaintiff States' ("States") September 9, 2021 Amended Complaint (ECF No. 62), and to strike the joint and several liability claims from Counts 1 through 27 therein. Defendants also move to strike all claims that are duplicative of claims that the States have made in their other complaints.

In the alternative, Defendants request that the Court dismiss the September 9, 2021 Amended Complaint without prejudice with leave to refile subject to the removal of (i) all claims concerning an overarching conspiracy or seeking joint and several liability; (ii) overlapping allegations, claims, and legal theories or incorporation of any other complaints by reference; and (iii) any duplicative statutory penalties or other duplicative relief sought.

Pursuant to Local Rule 7.1(f), Defendants respectfully request oral argument on this Motion.

Dated: New York, NY
November 12, 2021

Respectfully submitted,

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